

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JAN 14 1998
Returned to applicant for correction _____
Corrected application filed _____
Map filed JAN 14 1998

The applicant Bellagio, a Nevada Corporation, hereby make application for permission to change the Point of Diversion of water heretofore appropriated under Permit 62423

1. The source of water is Underground (Las Vegas Artesian Basin)
2. The amount of water to be changed 0.3375 cfs not to exceed 74.73 acre feet (see remarks)
3. The water to be used for Recreation (Irrigation of Golf Course) and Domestic
4. The water heretofore permitted for Same
5. The water is to be diverted at the following point SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 36, T19S, R61E, MDM or at a point from which the West one-quarter corner of said Section 36 bears, S 47° 56' 01" W a distance of 141.27 feet
6. The existing permitted point of diversion is located within NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, T19S, R61E, MDM or at a point from which the Northeast corner of said Section 25 bears, N 24° 27' 02" E a distance of 344.77 feet
7. Proposed place of use S $\frac{1}{2}$ Section 25 and N $\frac{1}{2}$ Section 36, T19S, R61E, MDM
8. Existing place of use Same
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works Drill well, install pump, motor, meter and pipeline to Lake to water golf course.
12. Estimated cost of works \$200,000.00
13. Estimated time required to construct works One Year
14. Estimated time required to complete the application of water to beneficial use Two Years
15. Remarks: Water is to be used for recreational use to irrigate the existing Shadow Creek Golf Course and future proposed golf course. The duty as shown on 62423 was modified by letter dated January 31, 1997 to Christine Thiel, Deputy State Engineer. The existing Point of Diversion well has been drilled. It is capped for future use when other water rights will be transferred.

By s/Richard W. Arden Agent
950 Industrial Way
Sparks, Nevada 89431

Compared my/bk dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 62423 is issued subject to the terms and conditions imposed in said Permit 62423 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.3375 cubic feet per second, but not to exceed 74.73 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

June 27, 1999

Proof of completion of work shall be filed before:

July 27, 1999

Application of water to beneficial use shall be filed on or before:

June 27, 2002

Proof of the application of water to beneficial use shall be filed on or before:

July 27, 2002

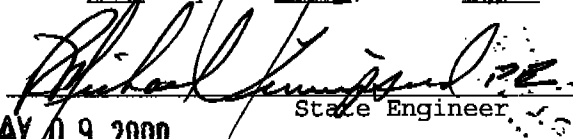
Map in support of proof of beneficial use shall be filed on or before:

July 27, 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office,

this 6th day of July, A.D. 1998


State Engineer

MAY 09 2000

Completion of work filed

Proof of beneficial use filed

MAY 23 2001

Cultural map filed

MAY 23 2001

Certificate No.

15808

Issued

JUL 19 2001